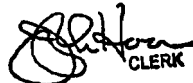


UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

**FILED**  
**DEC 22 2009**  
  
CLERK

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UNITED STATES OF AMERICA,

Plaintiff,

vs.

MELISA ANN BERGSTEDT,

Defendant.

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CR 09-40104

ORDER

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Pending before the Court is the Defendant's Plea Agreement, Factual Basis Statement, and Supplement to Plea Agreement. A hearing to take the plea was held before the Magistrate Judge on December 1, 2009, and Judge Simko issued a Report and Recommendation accepting the plea, and recommending to this Court that the Defendant be adjudged guilty as charged in Counts 1 and 2 of the Indictment with Mail Fraud in violation of 18 U.S.C. § 1341. After a careful review of the file, and the time for objections having expired,

IT IS ORDERED:


1. That the Magistrate Judge's Report and Recommendation is ADOPTED by the Court, and the Defendant Melisa Ann Bergstedt is adjudged guilty.

Dated this 22<sup>nd</sup> day of December, 2009.

BY THE COURT:

  
Lawrence L. Piersol  
United States District Judge

ATTEST:  
JOSEPH HAAS, CLERK

BY:   
DEPUTY